

than 1/2 of Thistle Creek and 1/4 of Rock and Clear Creeks
then sufficient flow from said creeks to equal 1/2 and 1/4
of said creeks

To: Defendants

Wm. H. Seely
Hyrum Seely
Jos. W. Seely
Andrew Matson
P. N. Peterson
Martez Peterson
Henry Spencer
C. W. Anderson
Elias Gardner
Gander Peterson
J. W. Tidwell
J. M. Tanner
Hannah Spitz Skits
John Mauve
Jos. Nephi Panawats
Terangup Morump
Wapitz and James Onump

Source: All of Thistle, Clear and Rock Creeks

Period of Use:

June 15 at 6 A.M. until June 25 at 6 A.M.

June 30 at 6 A.M. until July 10 at 6 A.M.

and,

After July 15 to March 1 of the next year all of Thistle,
Clear and Rock Creeks, subject to the prior award to canyon
users

Judge Smith, Sept. 28, 1894

Indianola Irrigation Co.

vs.

Justas O. Seely

This decree purports to confirm the pre-existing stipulated rights
of these two parties. It also attempts to incorporate the Smith Decree and show

ownership of those rights as of the date of this latter decree, 1951.

High water - From March 1 (average) until water decreases to a point where it is put on turns by Company to be used as owner of property desires

Low water - varies from April 1st to June 15 or after company declares when turns begin.

During rotation or turns: (After June 15)

Justice O. Seely - charged against 80 shares of Class B stock in company.

June 15 to June 25 - Indianola Irrig. Co. all of the water of Rock, Clear and Thistle Creeks

June 25 to June 30, inclusive, used by Justus O. Seely, $\frac{3}{4}$ of Rock and Clear Creeks (all of water to which Co. has rights during this period) on land Section 3, T12S, R4E, and adjoining lands in Utah County. Such use will be charged against Seely's 55 shares of Class A rights.

June 30 at 6 A.M. until July 10 at 6 A.M.

all water of Clear, Rock and Thistle Creeks to Indianola Irr. Co.

During this period same situation will prevail as from June 5 to June 25, to wit; all water company has right to in Rock and Clear Creeks $\frac{3}{4}$ of flow will be used by Justus O. Seeley and charged against 55 shares of Class A rights. Company has in the past permitted Clear and Rock Creeks to flow over 5 and 12 acres of meadow adjacent to Thistle Creek and will in the future except in dry years.

As to Smith Decree

Justus O. Seely has succeeded in interest to Canyon users rights. For

use in $S\frac{1}{2}S\frac{1}{2}$ of Sec. 5, T12S, R4E (1878 priority)

Irrigation season from March 1st

June 25 at 6 A.M. until June 30 at 6 A.M.

July 10 at 6 A.M. until July 15 at 6 A.M.

When combined flow of Panawats Slough and Gardner's dam and 7 acres in Panawats ditch and 5 acres in Hyrum Seely ditch equals or exceeds $1/2$ flow of Thistle Creek plus $1/4$ flow of Clear and Rock Creeks, the canyon waters are to be diverted from Thistle Creek through Meeting House ditch

Middle Ditch

South Ditch

About $1/3$ allowed to flow through each ditch waters in Meeting House and Middle Ditches are permitted to flow over Seely's lands.

When flow of said streams recede to a point where waters thereof and of Panawats Slough, measured at lower end of said slough through a weir, are insufficient to supply canyon users, as set forth in decree of 1894 so that it becomes necessary to turn ~~water~~ down main channel to supply said rights, water will be turned first out of South Ditch, then Middle Ditch and then out of Meeting House Ditch.

Justus O. Seely's use under Smith decree shall not be charged against his stock in the company.

Judge Larson, February 21, 1951.